

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA, )  
Plaintiff, ) 8:23CR73  
vs. )  
FERNANDO MONTOYA-AMEZCUA, ) ORDER  
Defendant. )

This matter is before the court on the Unopposed Motion to Continue Trial [27]. Counsel needs additional time to complete plea negotiations and determine if this matter can be resolved without trial. For good cause shown,

**IT IS ORDERED** that the Unopposed Motion to Continue Trial [27] is granted, as follows:

1. The jury trial now set for July 31, 2023, is continued to **September 5, 2023**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and September 5**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

**DATED: July 5, 2023.**

**BY THE COURT:**

**s/ Susan M. Bazis  
United States Magistrate Judge**